



PUBLIC NOTICE

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ERRATUM TO AUTOMATED MARITIME TELECOMMUNICATIONS SYSTEM SPECTRUM AUCTION SCHEDULED FOR SEPTEMBER 15, 2004

CORRECTION TO NOTICE AND FILING REQUIREMENTS, MINIMUM OPENING BIDS, UPFRONT PAYMENTS AND OTHER AUCTION PROCEDURES

On May 28, 2004, the Wireless Telecommunications Bureau (the "Bureau") released the *Auction No. 57 Procedures Public Notice* setting forth the terms and conditions to govern the auction of 20 licenses in the Automated Maritime Telecommunications System (AMTS) in the 217/219 MHz bands - Auction No. 57.¹ In section I(B)(5), the Bureau discussed the due diligence steps that interested applicants ought to perform in connection with determining, among other things, pending and future judicial proceedings that may relate to particular applicants or incumbent licensees, or the licenses available in Auction No. 57. Footnote 53 provided citations to several pending judicial proceedings that may relate to particular applicants or incumbent licensees, or the licenses available in Auction No. 57.

1. The last full citation in footnote 53 should be deleted and replaced with the correct citation. The citation to be deleted read as follows:

Havens v. FCC, No. 03-1247 (D.C. Cir. filed Aug. 20, 2003) (requesting review of Amendment of Part 15 of the Commission's Rules Regarding Spread Spectrum Devices, *Memorandum Opinion and Order*, 18 FCC Rcd 11,661 (2003)).

¹ See Automated Maritime Telecommunications System Spectrum Auction Scheduled for September 15, 2004, Notice and Filing Requirements, Minimum Opening Bids, Upfront Payments and Other Auction Procedures, *Public Notice*, DA 04-1513 (rel. May 26, 2004).

2. The following citation replaces the deleted citation:

Havens v. FCC, No. 03-1447 (D.C. Cir. filed December 18, 2003) (requesting review of the Commission's denial of a petition for reconsideration in Amendment of the Commission's Rules Concerning Maritime Communications, *Third Memorandum Opinion and Order*, PR Docket No. 92-257, 18 FCC Rcd 24,391 (2003)), motion to dismiss granted April 22, 2004.

3. The text of footnote 53 is hereby corrected to read as follows:

See, e.g., Havens v. FCC, No. 02-1315 (D.C. Cir. filed Oct. 16, 2002) (requesting review of the Commission's denial of an application for review in the matter of Applications of Warren C. Havens For Automated Maritime Telecommunications System Stations at Chaffee, Aspen, Colorado Springs, Copper Mountain, and Leadville, Colorado, *Memorandum Opinion and Order*, 17 FCC Rcd 17,527 (2002)); *Havens v. FCC*, No. 02-1316 (D.C. Cir. filed Oct. 16, 2002) (requesting review of the Commission's denial of an application for review in the matter of Applications of Warren C. Havens For Authorization to Operate Automated Maritime Telecommunications System Stations at Various Locations in Texas, *Memorandum Opinion and Order*, 17 FCC Rcd 17,588 (2002)); *Havens v. FCC*, No. 02-1359 (D.C. Cir. filed Nov. 25, 2002) (requesting review of the Commission's denial of the application for review in the matter of Regionet Wireless License, LLC Granted Applications to Provide Automated Maritime Telecommunications System Stations at Various Locations in the United States, *Memorandum Opinion and Order*, 17 FCC Rcd 21,263 (2002)); *Havens v. FCC*, No. 02-1360 (D.C. Cir. filed Nov. 25, 2002) (requesting review of the denial of the application for review in the matter of Regionet Wireless License, LLC Application for Renewal of License for Station WRV374 to Provide Automated Maritime Telecommunications System Service to the Atlantic Coast, *Memorandum Opinion and Order*, 17 FCC Rcd 21,269 (2002)); *Havens v. FCC*, No. 03-1447 (D.C. Cir. filed December 18, 2003) (requesting review of the Commission's denial of a petition for reconsideration in Amendment of the Commission's Rules Concerning Maritime Communications, *Third Memorandum Opinion and Order*, PR Docket No. 92-257, 18 FCC Rcd 24,391 (2003)), motion to dismiss granted April 22, 2004. This list is not intended to be exhaustive of potentially relevant judicial proceedings.